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11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**
13 **WESTERN DIVISION**

14 UNITED STATES OF AMERICA,
15 Plaintiff,
16 v.
17 JERRY NEHL BOYLAN,
18 Defendant.

19 Case No. 2:22-CR-00482

20 **JOINT PROPOSED LIMITING
INSTRUCTION RE COAST GUARD
REGULATIONS**

21 The Honorable George H. Wu

22 Defendant Jerry Nehl Boylan, through his counsel of record, and Plaintiff United
23 States of America, through its counsel of record, hereby submit their respective
24 proposed limiting instructions regarding Coast Guard regulations. Additional briefing
25 regarding each party's respective position is presented at Dkt. No. 246 at 39-44.
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Respectfully submitted,

CUAUHTEMOC ORTEGA

Federal Public Defender

DATED: October 30, 2023

By /s/ *Joshua D. Weiss*

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DATED: October 30, 2023

By /s/ *Mark Williams (by email authorization)*

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Mr. Boylan's Proposed Limiting Instruction on Regulations

You [have received] [are about to receive] evidence regarding regulations enacted by the United States Coast Guard. These regulations are not criminal laws. Even if you conclude that Mr. Boylan violated one or more of these regulations, that alone is not proof that he acted with gross negligence or is otherwise guilty of the criminal charge brought against him. That said, you may consider the regulations, along with all the other evidence presented, in deciding whether Mr. Boylan's conduct violated one or more of the elements of the criminal charge brought against him.

Government's Proposed Limiting Instruction On Regulations

You have heard evidence of certain Coast Guard regulations and whether or not defendant violated those regulations. You need not find defendant guilty simply because you believe he violated one or more of those regulations. While a violation of these regulations may inform your decision on whether the defendant is guilty, it is for you as the jury to decide whether defendant's conduct rises to the level of inattention to duties, misconduct, or gross negligence.